

**THE MILLER LAW OFFICES, PLC**

801 Brickell Avenue - Suite # 900

Miami, FL 33131-2945

Telephone: (305)-803-5168

Telefax: (800)-881-6174

Email: [sjmilleresq@comcast.net](mailto:sjmilleresq@comcast.net)**RECEIVED**  
**CENTRAL FAX CENTER****DEC 4 - 2007**Steven J. Miller, Esq.\*  
Attorney-At-Law

\*Admitted in CT, NY, NJ, WA, FL

**FAX MESSAGE**TO: USPTO - COMMISSIONER FOR PATENTSDATE: DECEMBER 4, 2007TIME: 10:20 PM EST

FROM: S.J. MILLER, ESQ.


TOTAL NUMBER OF PAGES (INCLUDING COVER SHEET): 4

RE: US PATENT APPLICATION NUMBER 10/679,075

## MESSAGE:

PLEASE FIND ATTACHED HERETO CORRESPONDENCE TO EXAMINER PHI  
DIEU TRAN A, DATED DECEMBER 4, 2007, CONCERNING CANCELLATION OF  
SCHEDULED INTERVIEW FOR DECEMBER 5, 2007 AT 1:00PM EST.

THANK YOU.

  
STEVEN J. MILLER, ESQ.  
USPTO REG. NO. 48358

---

Note: All information contained in this communication is confidential and/or the property of THE MILLER LAW OFFICES, PLC.  
This telefax is intended for the party to which it is addressed. Any other use is prohibited.

PTO/SB/21 (10-07)

Approved for use through 10/31/2007. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)  Total Number of Pages in This Submission <u>4</u>	Application Number	10678,075
	Filing Date	10/03/2003
	First Named Inventor	Steven Durham
	Art Unit	3637
	Examiner Name	A. PHI DIEU TRAN
	Attorney Docket Number	Durham - 2003

**RECEIVED****CENTRAL FAX CENTER****DEC 4 - 2007**

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD  Remarks _____	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of transmission Form (PTO/SB/97); Letter to Examiner dated 12-04-2007.
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	The Miller Law Offices, PLC	
Signature	<i>Steven J. Miller</i>	
Printed name	Steven J. Miller, Esq.	
Date	12/04/2007	Reg. No. 46368

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	<i>Steven J. Miller</i>
Typed or printed name	Steven J. Miller, Esq.
Date	12/04/2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED  
CENTRAL FAX CENTER

DEC 4 - 2007

Approved for use through 10/31/2007. OMB 0651-0051  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

APPLICATION NO. 10/679,075

**Certificate of Transmission under 37 CFR 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office

on December 4, 2007

Date



Signature

Steven J. Miller, Esq.

Typed or printed name of person signing Certificate

48368

Registration Number, if applicable

305-803-5168

Telephone Number

**Note:** Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper. Documents included:  
This Certificate of Transmission Form (PTO/SB/97); Transmittal Form (PTO/SB/21);  
Letter to Examiner from above signed Counsel.

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

**THE MILLER LAW OFFICES, PLC**

801 Brickell Avenue - Suite # 900

Miami, FL 33131-2945

Telephone: (305)-803-5168

Telefax: (800)-881-6174

Email: [sjmilleresq@comcast.net](mailto:sjmilleresq@comcast.net)**RECEIVED  
CENTRAL FAX CENTER****DEC 4 - 2007**Steven J. Miller, Esq.\*  
Attorney-At-Law

\*Admitted in CT, NY, NJ, WA, FL

December 4, 2007

**Via Facsimile Message to 571-273-8300**Patent Examiner Phi Dieu Tran A  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Va 22313-1450**RE: Application No. 10/679,075**

Dear Examiner Phi Dieu Tran A:

This letter is to confirm your telephone call to me today at 11:42AM EST, wherein you advised me that the inventor Steven Durham had called you earlier today to inform you that he needed to cancel our 3-way (Examiner, Counsel and Inventor) teleconference scheduled for 1:00PM EST tomorrow, Wednesday, December 5, 2007 (as filed on Form PTOL-413A), due to a death in said inventor's family.

Thank you.

Yours Truly,



Steven J. Miller, Esq.

Reg. No. 48368